IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 4540 of 1996

Between:

Bendi Narayana Rao, S/o. Jagannaikulu,
Retd.Accontant, District Co-Opeative

Central Bank Limited, No. M.210, Srikakulam.

..... PETITIONER

AND

1 General Manager, District Coop.
Central Bank Limited, No.M 210, Srikakulam.
(2) The Board of Management, Dist. Coop.

Central Bank ltd., No.M.210, Srikakulam.

3 The Commissioner of Cooperation and Registrar

of Coop. Societies, A.P., Hyderabad.
4 Government of A.P., Represented by its Secretary,
Co-operation Department, Secretariat,
Hyderabad.

(W.P. as against R2 was dismissed for default as per Court order dt.04-04-2000)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more in the nature of Mandamus declaring that the petitioner is deemed to have been promoted to the post of Manager and as well as Asst. General Manager from the date on which his immediate Juniors were considered to the said post Consequent on the restoration of his seniority and promotion in Lower Categories on the strength of Proc. in Rc. No. 5/94-95/Estt/A1, dt. 5.8.1994 of the General Manage, District Co-operative Central Bank Limited, Srikakulam, with all consequential benefits such as pay and allowances, seniority and other attendant benefits by holding the action of the respondents in denying the above said promotions

without any valid reasons or Justification while allowing his juniors in higher post and further withholding the gratuity of Rs.40000/- on the pretext of one reason or the other is as illegal, arbitrary, discriminatory and subversive of Arts. 14 and 21 of the constitution and also opposed to all canons of equity, justice and fair play.

Counsel for the Petitioner: MR.D.LINGA RAO

Counsel for the Respondent No.1: MR.KOKA RAGHAVA RAO

Counsel for the Respondent No.4: GP FOR COOPERATION

The Court made the following:

O R D E R:

In this writ petition, the main relief sought for is only against the second respondent. Admittedly, this Court by an order dated 04-04-2000 has already dismissed the writ petition against the second respondent. In view of the same, no relief as sought for can be granted in this writ petition.

The writ petition is accordingly dismissed. No costs.

(**B. PRAKASH RAO, J**)

Date: 24-11-2004

ghn

To

1 General Manager, District Coop.

Central Bank Limited, No.M 210, Srikakulam.

2 The Commissioner of Cooperation and Registrar

of Coop. Societies, A.P., Hyderabad.

3 The Secretary, Government of A.P.,
Co-operation Department, Secretariat,
Hyderabad.

4 Two CCs to Govt. Pleader for Cooperation,High Court Buildings, Hyderabad. (O.U.T.)

5 Two CD copies